

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                  |  |                 |                       |
|------------------|--|-----------------|-----------------------|
| Applicant(s)     | Heeres, et al.                             | Examiner:       | Keith O'Neal Robinson |
| Serial No.:      | 10/537,037                                 | Group Art Unit: | 1638                  |
| Confirmation No: | 1310                                       | Docket:         | 294-219 PCT/US        |
| Filed:           | June 1, 2005                               | Dated:          | January 22, 2009      |
| For:             | POTATOES WITH INCREASED<br>PROTEIN CONTENT |                 |                       |

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**Certificate of EFS-Web Transmission**

I hereby certify that this correspondence is being transmitted to the U.S. Patent and Trademark Office via the Office's electronic filing system on **January 22, 2009**.

Joyce Peterson  
(Printed Name)

/joyce peterson/  
(Signature)

**RESPONSE TO NON-FINAL OFFICE ACTION**

Sir:

This Amendment is being filed in response to an Office Action dated October 3, 2008. The Amendment is being filed within four months of the mailing date of the Office Action. Accordingly, a one month extension of time is filed herewith.

Entry of the following Amendments and remarks is respectfully requested:

**Amendments to the Claims:** Amendments to the claims begin on page 2

**Remarks:** Remarks begin on page 4.